

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Justin Krieger on 09/12/2008.

The application has been amended as follows:

Claim 7 is amended as follows:

In line 2 delete "from the group comprising" and insert --from the group consisting of--

Claim 9 is amended as follows:

In line 2 delete "a lubricant;" and insert --a lubricant; and--

In line 4 delete "butyl-3-(3,5-di-tert-butyl-4-hydroxyphenyl)propionate" and insert --butyl-3-(3,5-di-tert-butyl-4-hydroxyphenyl)propionate, and--

In lines 5-8, delete "and, optionally, C) at least one additional additive selected from the group comprising dispersants, detergents, rust inhibitors, antioxidants, metal deactivators, antiwear agents, antifoamants, friction modifiers, seal swell agents, demulsifiers, VI improvers, and pour point depressants;"

Claim 17 is amended as follows:

In line 2 delete "from the group comprising" and insert --from the group consisting of--

Claim 24 is amended as follows:

In line 7 delete "(i)"

In lines 7-11 delete "and optionally, (ii) at least one additional selected from the group comprising dispersants, detergents, rust inhibitors, antioxidants, metal deactivators, antiwear agents, antifoamants, friction modifiers, seal swell agents, demulsifiers, VI improvers, and pour point depressants"

Add new claim 26 as follows:

--26. The composition of claim 9 further comprising:

(c) at least one additional additive selected from the group consisting of dispersants, detergents, rust inhibitors, antioxidants, metal deactivators, antiwear agents, antifoamants, friction modifiers, seal swell agents, demulsifiers, VI improvers, and pour point depressants.--

Add new claim 27 as follows:

--27. The method of claim 24 further comprising adding to the lubricant at least one additional additive selected from the group consisting of dispersants, detergents, rust inhibitors, antioxidants, metal deactivators, antiwear agents, antifoamants, friction modifiers, seal swell agents, demulsifiers, VI improvers, and pour point depressants.--

2. The following is an examiner's statement of reasons for allowance: the prior art of record does not teach or render obvious a lubricant solution comprising the claimed ingredients in the claimed amounts.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to AMY T. LANG whose telephone number is (571)272-9057. The examiner can normally be reached on M-F 8:30am-5:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Todd Manahan can be reached on 571-272-4713. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Application/Control Number: 10/771,907
Art Unit: 3731

Page 5

09/12/2008
/Amy T Lang/
Examiner, Art Unit 3731

/Todd E Manahan/
Supervisory Patent Examiner, Art Unit 3731